THE HON'BLE SRI JUSTICE C.V.RAMULU

W.P.No.21288 of 2006

ORAL ORDER:

This writ petition is filed challenging the proceedings of the second respondent in Rc.B/1047/2006 dated 5.10.2006, whereunder the authorisation of the petitioner was cancelled.

In fact aggrieved by the impugned order dated 5.10.2006, the petitioner has already filed a statutory appeal before the first respondent and the same is pending. Along with the said appeal, he also filed stay petition. Since the stay petition was not disposed of, he ventured to file the present writ petition against the very same order.

However, while admitting the writ petition on 13.10.2006, this Court prima facie found that the impugned order passed by the second respondent dated 5.10.2006 was bereft of any reasons, neither any reasons were furnished nor the evidence, if any, was discussed, and granted interim suspension of the impugned order.

However, since the appeal filed by the petitioner before the first respondent is pending, I deem it appropriate to direct the first respondent to dispose of the appeal on its own merits within a period of four weeks from the date of receipt of a copy of this order. Till such time, the impugned order passed by the second respondent dated 5.10.2006 shall not be given effect and the petitioner shall be permitted to continue his business.

The writ petition is accordingly disposed of. No order as to costs.

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C.V.RAMULU,
J

Date: 9.11.2006

Note:
Issue C.C. in (3) days.
B/o
DA

THE HON'BLE SRI JUSTICE C.V.RAMULU

W.P.No.21288 of 2006

9.11.2006

IN THE HIGH COURT OF JUDICATURE OF ANDHRA PRADESH
AT HYDERABAD

THE HON'BLE SRI JUSTICE C.V.RAMULU

W.P.No.21288 of 2006

Date: 9th November, 2006

Between:

B.Nageswara Reddy

.. Petitioner

And

The Joint Collector,
Kurnool, Kurnool district & 2 others.

.. Respondents